

**UNITED STATES BANKRUPTCY COURT
District of New Jersey**

IN RE: **Brian D Doran
Barbara A Doran**

Debtor(s)

Case No.: 17-13557

Judge: _____

Chapter: 13

CHAPTER 13 PLAN AND MOTIONS

☒ Original

☐ Motions Included

☐ Modified/Notice Required

☐ Modified/No Notice Required

☒ Discharge Sought

☐ No Discharge Sought

Date: 3-8-2017

THE DEBTOR HAS FILED FOR RELIEF UNDER
CHAPTER 13 OF THE BANKRUPTCY CODE.

YOUR RIGHTS WILL BE AFFECTED.

You should have received from the court a separate *Notice of the Hearing on Confirmation of Plan*, which contains the date of the confirmation hearing on the Plan proposed by the Debtor. This document is the actual Plan proposed by the Debtor to adjust debts. You should read these papers carefully and discuss them with your attorney. Anyone who wishes to oppose any provision of this Plan or any motion included in it must file a written objection within the time frame stated in the Notice. **This Plan may be confirmed and become binding, and included motions may be granted without further notice or hearing, unless written objection is filed before the deadline stated in the Notice.**

**YOU SHOULD FILE A PROOF OF CLAIM BY THE DEADLINE STATED
IN THE NOTICE TO RECEIVE DISTRIBUTIONS UNDER ANY PLAN
THAT MAY BE CONFIRMED, EVEN IF THE PLAN REFERS TO YOUR CLAIM**

Part 1: Payment and Length of Plan

a. The Debtor shall pay \$268.00 Monthly to the Chapter 13 Trustee, starting on March 1, 2017 for approximately 60 months.

b. The Debtor shall make plan payments to the Trustee from the following sources:

☒

Future Earnings

☐

Other sources of funding (describe source, amount and date when funds are available):

c. Use of real property to satisfy plan obligations:

☐ Sale of real property
Description:
Proposed date for completion: _____

☐ Refinance of real property
Description:
Proposed date for completion: _____

☐ Loan modification with respect to mortgage encumbering property
Description:
Proposed date for completion: _____

d. ☐ The regular monthly mortgage payment will continue pending the sale, refinance or loan modification.

e. ☐ Other information that may be important relating to the payment and length of plan:

Part 2: Adequate Protection

a. Adequate protection payments will be made in the amount of \$____ to be paid to the Chapter 13 Trustee and disbursed pre-confirmation to ____ (creditor).

b. Adequate protection payments will be made in the amount of \$____ to be paid directly by the debtor(s) outside of the Plan, pre-confirmation to ____ (creditor).

Part 3: Priority Claims (Including Administrative Expenses)

All allowed priority claims will be paid in full unless the creditor agrees otherwise:

Creditor	Type of Priority	Amount to be Paid
ROBERT C. NISENSEN	ATTORNEYS FEES	3,000

Part 4: Secured Claims

a. Curing Default and Maintaining Payments

The Debtor shall pay to the Trustee (as part of the Plan) allowed claims for arrearages on monthly obligations and the Debtor shall pay directly to the creditor (outside the Plan) monthly obligations due after the bankruptcy filing as follows:

Creditor	Collateral or Type of Debt	Arrearage	Interest Rate on Arrearage	Amount to be Paid to Creditor (In Plan)	Regular Monthly Payment (Outside Plan)
-NONE-					

b. Modification

1.) The Debtor values collateral as indicated below. If the claim may be modified under Section 1322(b)(2), the secured creditor shall be paid the amount listed as the "Value of the Creditor Interest in Collateral," plus interest as stated. The portion of any allowed claim that exceeds that value shall be treated as an unsecured claim. If a secured claim is identified as having "NO VALUE" it shall be treated as an

unsecured claim.

NOTE: A modification under this section ALSO REQUIRES the appropriate motion to be filed under Section 7 of the Plan.

Creditor	Collateral	Scheduled Debt	Total Collateral Value	Superior Liens	Value of Creditor Interest in Collateral	Annual Interest Rate	Total Amount to Be Paid
-NONE-							

2.) Where the Debtor retains collateral and completes the Plan, payment of the full amount of the allowed secured claim shall discharge the corresponding lien.

c. Surrender

Upon confirmation, the stay is terminated as to surrendered collateral. The Debtor surrenders the following collateral:

Creditor	Collateral to be Surrendered	Value of Surrendered Collateral	Remaining Unsecured Debt
CHASE MORTGAGE	409 11 LEON AVENUE, PERTH AMBOY, NJ	200,000	0.00

d. Secured Claims Unaffected by the Plan

The following secured claims are unaffected by the Plan:

Creditor

QUICKEN LOANS, INC.

e. Secured Claims to be paid in full through the Plan

Creditor	Collateral	Total Amount to be Paid through the Plan
-NONE-		

Part 5: Unsecured Claims

a. **Not separately classified** Allowed non-priority unsecured claims shall be paid:

____ Not less than \$ ____ to be distributed *pro rata*

____ Not less than ____ percent

 x *Pro Rata* distribution from any remaining funds

b. **Separately Classified Unsecured Claims** shall be treated as follows:

Creditor	Basis for Separate Classification	Treatment	Amount to be Paid
-NONE-			

Part 6: Executory Contracts and Unexpired Leases

All executory contracts and unexpired leases are rejected, except the following, which are assumed:

Creditor	Nature of Contract or Lease	Treatment by Debtor
SANTANDER CONSUMER USA	VEHICLE	ASSUMED

US BANK

VEHICLE

ASSUMED

NOTE: All plans containing motions must be served on all potentially affected creditors, together with local form, Notice of Chapter 13 Plan Transmittal, within the time and in the manner set forth in D.N.J. LBR 3015-1. A Certification of Service must be filed with the Clerk of Court when the plan and transmittal notice are served.

a. Motion to Avoid Liens under 11 U.S.C. Section 522(f).

The Debtor moves to avoid the following liens that impair exemptions:

Creditor	Nature of Collateral	Type of Lien	Amount of Lien	Value of Collateral	Amount of Claimed Exemption	Sum of All Other Liens Against the Property	Amount of Lien to be Avoided
-NONE-							

b. Motion to Avoid Liens and Reclassify Claim from Secured to Completely Unsecured.

The Debtor moves to reclassify the following claims as unsecured and to void liens on collateral consistent with Part 4 above:

Creditor	Collateral	Amount of Lien to be Reclassified
-NONE-		

c. Motion to Partially Void Liens and Reclassify Underlying Claims as Partially Secured and Partially Unsecured.

The Debtor moves to reclassify the following claims as partially secured and partially unsecured, and to void liens on collateral consistent with Part 4 above:

Creditor	Collateral	Amount to be Deemed Secured	Amount to be Reclassified as Unsecured
-NONE-			

Part 8: Other Plan Provisions

a. Vesting of Property of the Estate

- ☒ Upon Confirmation
☐ Upon Discharge

b. Payment Notices

Creditors and Lessors provided for in Parts 4, 6 or 7 may continue to mail customary notices or coupons to the Debtor notwithstanding the automatic stay.

c. Order of Distribution

The Trustee shall pay allowed claims in the following order:

- 1) Trustee Commissions
- 2) **Other Administrative Claims**
- 3) **Secured Claims**
- 4) **Lease Arrearages**
- 5) **Priority Claims**
- 6) **General Unsecured Claims**

d. Post-petition claims

The Trustee ☒ is, ☐ is not authorized to pay post-petition claims filed pursuant to 11 U.S.C. Section 1305(a) in the amount filed by the post-petition claimant.

Part 9 : Modification

If this plan modifies a plan previously filed in this case, complete the information below.

Date of Plan being modified: _____.

Explain below why the Plan is being modified.	Explain below how the Plan is being modified

Are Schedules I and J being filed simultaneously with this modified Plan? ☐ Yes ☐ No

Part 10: Sign Here

The debtor(s) and the attorney for the debtor (if any) must sign this Plan.

Date March 8, 2017 /s/ Robert C. Nisenson
Robert C. Nisenson 6680
Attorney for the Debtor

I certify under penalty of perjury that the foregoing is true and correct.

Date: March 8, 2017 /s/ Brian D Doran
Brian D Doran
Debtor

Date: March 8, 2017 /s/ Barbara A Doran
Barbara A Doran
Joint Debtor

Certificate of Notice Page 6 of 7
 United States Bankruptcy Court
 District of New Jersey

In re:
 Brian D Doran
 Barbara A Doran
 Debtors

Case No. 17-13557-MBK
 Chapter 13

CERTIFICATE OF NOTICE

District/off: 0312-3

User: admin
 Form ID: pdf901

Page 1 of 2
 Total Noticed: 27

Date Rcvd: Apr 05, 2017

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Apr 07, 2017.

db/jdb +Brian D Doran, Barbara A Doran, 132 Union Hill Road, Manalapan, NJ 07726-4683
 5166633329 +1st Crd Srvc, 377 Hoes Lane, Piscataway, NJ 08854-4138
 516678075 American Express Bank, FSB, c/o Becket and Lee LLP, PO Box 3001, Malvern PA 19355-0701
 5166633330 +Amex, Correspondence, Po Box 981540, El Paso, TX 79998-1540
 5166633331 +Bank Of America, Nc4-105-03-14, Po Box 26012, Greensboro, NC 27420-6012
 5166633333 +Barclays Bank Delaware, Po Box 8801, Wilmington, DE 19899-8801
 5166633334 +Chase Card, Attn: Correspondence, Po Box 15298, Wilmington, DE 19850-5298
 5166633336 +Chase Mortgage, 3415 Vision Dr, Columbus, OH 43219-6009
 5166633337 +Citibank, Citicorp Credit Srvc/Centralized Bankrup, Po Box 790040,
 Saint Louis, MO 63179-0040
 5166633338 +Citibank/The Home Depot, Citicorp Cr Srvc/Centralized Bankruptcy, Po Box 790040,
 S Louis, MO 63179-0040
 5166633339 +Comenity Bank/anniesez, Po Box 182125, Columbus, OH 43218-2125
 5166633340 +Comenity Bank/nwyrk&co, Po Box 182789, Columbus, OH 43218-2789
 5166633344 +Quicken Loans Inc, PO Box 6577, Carol Stream, IL 60197-6577
 5166633345 +Santander Consumer USA, Po Box 961275, Fort Worth, TX 76161-0275
 516707069 ++US BANK, PO BOX 5229, CINCINNATI OH 45201-5229
 (address filed with court: U.S. BANK NATIONAL ASSOCIATION, BANKRUPTCY DEPARTMENT,
 P.O. BOX 5229, CINCINNATI, OH 45201-5229)
 516663355 WFFNB/Furniture Barn, Wffnb Card Services, Po Box 51193, Las Vegas, NV 89193

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
 smg E-mail/Text: usanj.njbankr@usdoj.gov Apr 05 2017 22:20:33 U.S. Attorney, 970 Broad St.,
 Room 502, Rodino Federal Bldg., Newark, NJ 07102-2534

smg +E-mail/Text: ustpreion03.ne.ecf@usdoj.gov Apr 05 2017 22:20:31 United States Trustee,
 Office of the United States Trustee, 1085 Raymond Blvd., One Newark Center, Suite 2100,
 Newark, NJ 07102-5235
 516681818 E-mail/Text: mrdiscen@discover.com Apr 05 2017 22:19:51 Discover Bank,
 Discover Products Inc, PO Box 3025, New Albany, OH 43054-3025
 516663341 +E-mail/Text: mrdiscen@discover.com Apr 05 2017 22:19:51 Discover Financial, Po Box 3025,
 New Albany, OH 43054-3025
 516663342 +E-mail/Text: bnckohlsnotices@becket-lee.com Apr 05 2017 22:19:58 Kohls/Capital One,
 Po Box 3120, Milwaukee, WI 53201-3120
 516663347 +E-mail/PDF: gecsedirecoverycorp.com Apr 05 2017 22:13:41 Synch/toys r us, Po Box 965064,
 Orlando, FL 32896-5064
 516663348 +E-mail/PDF: gecsedirecoverycorp.com Apr 05 2017 22:13:18 Synchrony Bank/ JC Penneys,
 Po Box 965064, Orlando, FL 32896-5064
 516663349 +E-mail/PDF: gecsedirecoverycorp.com Apr 05 2017 22:13:18 Synchrony Bank/Lowes,
 Po Box 965064, Orlando, FL 32896-5064
 516663350 +E-mail/PDF: gecsedirecoverycorp.com Apr 05 2017 22:13:18 Synchrony Bank/PC Richard,
 Po Box 965064, Orlando, FL 32896-5064
 516663351 +E-mail/PDF: gecsedirecoverycorp.com Apr 05 2017 22:13:18 Synchrony Bank/Sams,
 Po Box 965060, Orlando, FL 32896-5060
 516663352 +E-mail/PDF: gecsedirecoverycorp.com Apr 05 2017 22:13:18 Synchrony Bank/Sams Club,
 Po Box 965064, Orlando, FL 32896-5064

TOTAL: 11

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

516663332* +Bank Of America, Nc4-105-03-14, Po Box 26012, Greensboro, NC 27420-6012
 5166633335* +Chase Card, Attn: Correspondence, Po Box 15298, Wilmington, DE 19850-5298
 516663343* +Kohls/Capital One, Po Box 3120, Milwaukee, WI 53201-3120
 516663346* +Santander Consumer USA, Po Box 961275, Fort Worth, TX 76161-0275
 516663353* ++US BANK, PO BOX 5229, CINCINNATI OH 45201-5229
 (address filed with court: Us Bank, Attn: Bankruptcy, Po Box 5229, Cincinnati, OH 45201)
 516663354* ++US BANK, PO BOX 5229, CINCINNATI OH 45201-5229
 (address filed with court: Us Bank, Attn: Bankruptcy, Po Box 5229, Cincinnati, OH 45201)
 TOTALS: 0, * 6, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
 USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '++' were redirected to the recipient's preferred mailing address
 pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

District/off: 0312-3

User: admin
Form ID: pdf901

Page 2 of 2
Total Noticed: 27

Date Rcvd: Apr 05, 2017

***** BYPASSED RECIPIENTS (continued) *****

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Apr 07, 2017

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on April 5, 2017 at the address(es) listed below:

Albert Russo docs@russotrustee.com
Brian C. Nicholas on behalf of Creditor QUICKEN LOANS INC. bnicholas@kmlawgroup.com,
bkgroup@kmlawgroup.com
Robert C. Nisenson on behalf of Joint Debtor Barbara A Doran rnisenon@aol.com,
nisenonlaw@aol.com;G2729@notify.cincompass.com;nisenonlaw@gmail.com
Robert C. Nisenson on behalf of Debtor Brian D Doran rnisenon@aol.com,
nisenonlaw@aol.com;G2729@notify.cincompass.com;nisenonlaw@gmail.com
U.S. Trustee. USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 5